

**TOWN OF DAVIE
REGULAR MEETING
April 16, 2008**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 6:36 p.m. and was followed by the Pledge of Allegiance.

2. ROLL CALL

Present at the meeting were Mayor Truex, Vice-Mayor Luis and Councilmembers Caletka, Crowley (departed at 11:47 p.m.) and Starkey. Also present were Town Administrator Shimun, Town Attorney Rayson, and Town Clerk Muniz recording the meeting.

3. PRESENTATIONS

3.1 Love to Read - Love to Achieve Program Presentations

Housing and Community Development Director Shirley Taylor-Prakelt presented certificates of appreciation to staff members who had supported the event.

3.2 Orange Blossom Festival Town Hall Tent Volunteers

Public Information Officer Braulio Rosa thanked staff members who had volunteered.

3.3 Orange Blossom Festival - Bonnie Stafiej

Special Projects Director Bonnie Stafiej described events at the Festival and thanked the volunteers and sponsors.

3.4 Spring Festival- Bonnie Stafiej

Ms. Stafiej thanked those who had volunteered for the Spring Festival.

3.5 Family Bike Rally - Bonnie Stafiej

Ms. Stafiej thanked Scott Spages for helping coordinate the Bike Rally. Mayor Truex thanked former Councilmember Kathy Cox for instituting the Bike Rally.

3.6 Old Davie School

A representative of the School thanked all those who helped with the School's 90th Anniversary celebration.

3.7 CRA Quarterly Report

Community Redevelopment Agency Chair Mark Engel presented a list of CRA activities including: funding and development of the Regional Activity Center; implementing the Transit Oriented Corridor; work with Housing & Community Development to donate \$150,000 to install lighting in Potter's Park; return of the Tax Increment Funding to the Children's Services Council; funding a new Code Enforcement Officer for the CRA area; implementing stages of the 1995 Master Plan; and approving a bonding issue for future projects.

Mayor Truex complimented the CRA for its work, particularly in residential neighborhoods east of Davie Road.

3.8 First Vehicle Services

Procurement Manager Herb Hyman announced that the Town's efforts to improve the fleet preventative maintenance program had paid off. He introduced Mark Siegel, General Manager of the Town's fleet facility and Warren Knights from First Vehicle Services.

TOWN COUNCIL MINUTES
APRIL 16, 2008

Mr. Knights presented a “100 Best Fleets” award to the Town and announced that the Town had ranked number 32 last year. He said they were anticipating involvement in Green Initiatives in the future and they already had a non-hazardous materials producing shop.

3.9 Fair Housing Poster Contest - Shirley Taylor-Prakelt

Ms. Taylor-Prakelt announced the three contest winners: Nicole Davis, Megan Bryant and Sharia Wright, unveiled their work and presented each child with a gift certificate.

Mayor Truex advised that there was a request to add item 3.10.

Councilmember Starkey made a motion, seconded by Mayor Truex, to add Item 3.10. In a voice vote, all voted in favor. (Motion carried 5-0)

3.10 Youth Education and Safety Advisory Committee

John Pisula explained that the Committee had developed a project to combine safety and education awareness. He said the program would provide grant funds for public school teachers that the Committee had raised in past years. Mr. Pisula asked for Council’s support to move this forward.

Councilmember Starkey asked if this would be limited to teachers. Mr. Pisula said they would start with teachers and consider expanding the program later. Marcy Fallahzadeh explained that other school organizations performed fund raising and this was intended to help teachers to prevent them from using their own money for these programs. Council indicated their support of the project and requested a resolution be prepared.

Mayor Truex advised that there was a request to table item 4.24 to May 7, 2008.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to table. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex stated that there was a request to table related items 4.26 and 6.6 as well.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to table items 4.26 and 6.6 to May 7, 2008. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex announced that there was a request to table item 6.8 to May 7, 2008

Councilmember Crowley made a motion, seconded by Mayor Truex, to table. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex stated that there was a request to add item 4.27.

Councilmember Starkey made a motion, seconded by Mayor Truex, to add. In a voice vote, all voted in favor. (Motion carried 5-0)

Regarding the mobile home ordinance, Mayor Truex said he had brought up the idea of consulting another attorney and suggested tabling the item to allow time to do this. Councilmember Caletka objected, stating that he trusted Mr. Rayson’s opinion and ability to write the ordinance. Mayor Truex said this did not reflect on Mr. Rayson’s abilities, but he felt they owed it to the residents to investigate this because it was so important.

TOWN COUNCIL MINUTES
APRIL 16, 2008

4. APPROVAL OF CONSENT AGENDA

Proclamations

- 4.1 Water Conservation Month 2008 (April 2008)
- 4.2 Silver Knight Day (May 20, 2008)
- 4.3 Public Works Week (May 18 - 24, 2008)
- 4.4 Maria Dupuis Day (May 15, 2008)
- 4.5 Fair Housing Month (April 2008)
- 4.6 National Day of Prayer (May 1, 2008)
- 4.7 Municipal Clerks Week (May 4 - 10, 2008)
- 4.8 EMS Week (May 18 - 24, 2008)
- 4.9 The State of Israel Day (May 4, 2008)

Business Tax Receipts

- 4.10 Express Auto Paint, Inc., 1401 SW 136 Avenue (tabled from April 2, 2008)

Resolutions

- R-2008-67 4.11 **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN EXTENSION OF THE CONTRACT BETWEEN THE TOWN AND AMERICAN COACH LINES OF MIAMI, INC., FOR BUS TRANSPORTATION SERVICES. (approximately \$5,000/year) (tabled from April 2, 2008)
- R-2008-8 4.12 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE BID RECOMMENDATION AND EXECUTE A CONTRACT FOR THE RENOVATIONS OF THE "NEIGHBORHOOD SERVICE CENTER". (Awl Phase Enterprise, Inc. lowest responsive bidder/\$167,598)
- 4.13 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AWARDING THE BID FOR THE RENTAL OF TOWN FACILITIES TO CONDUCT YOUTH AND ADULT KARATE PROGRAMS TO JOSEPH KELLJCHIAN. (revenue \$5,514/year)
- 4.14 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CPZ ARCHITECT'S INC. FOR ARCHITECTURAL SERVICES FOR FIRE STATION 86 AT SHENANDOAH PARK AND FIRE STATION 68 AT THE NORTH EAST CORNER OF FLAMINGO ROAD AND SOUTH WEST 26TH STREET AND AMENDING RESOLUTION R-96-071, CHANGING INTENDED USE OF TRACT 41 FROM PUBLIC PURPOSE OPEN SPACE TO PUBLIC PURPOSE USE; AND PROVIDING AN EFFECTIVE DATE. (\$714,600)
- R-2008-69 4.15 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE FLORIDA STATE CONTRACT # 250-000-03-1 FOR THE PURCHASE OF NETWORK SWITCHES AND WIRELESS BUILDING TO BUILDING EQUIPMENT. (\$45,552)

TOWN COUNCIL MINUTES
APRIL 16, 2008

- 4.16
R-2008-70 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RATIFYING THE AWARD OF CONTRACT BETWEEN THE TOWN OF DAVIE COMMUNITY REDEVELOPMENT AGENCY AND CONQUEST ENGINEERING GROUP COMPANY FOR THE INSTALLATION OF SW 41 PLACE INFRASTRUCTURE IMPROVEMENTS IN THE AMOUNT OF \$1,141,903.00, AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION, AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.17
R-2008-71 **SELECTING THE FIRM** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTING THE FIRM OF CRAVEN THOMPSON & ASSOCIATES, INC. TO PROVIDE ENGINEERING SERVICES FOR THE EASTSIDE DRAINAGE IMPROVEMENT PROJECT AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AN AGREEMENT FOR SUCH SERVICES.
- 4.18
R-2008-72 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING PHASE V OF THE REGIONAL ACTIVITY CENTER (RAC) MASTER PLAN AS DETAILED IN THE SCOPE OF SERVICE AGREEMENT AND AUTHORIZING PAYMENT FOR PHASE V "DOCUMENTING THE VISION" TO EDWARD D. STONE AND ASSOCIATES (EDSA); AND TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURES TO SAID RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.19
R-2008-73 **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE EXPENDITURE OF LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT OF \$17,200.00 FOR THE PURCHASE OF SPECIALIZED DIVE DRY SUITS FOR THE POLICE DEPARTMENT UNDERWATER RECOVERY TEAM FROM THE SOLE SOURCE DISTRIBUTOR AQUATIC FABRICATORS OF SOUTH FLORIDA, INC. D/B/A WETWEAR. (not budgeted - \$17,200)
- 4.20
R-2008-74 **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE EXPENDITURE OF LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT OF \$13,134.50 FOR THE PURCHASE OF CUSTOMIZED UNDERWATER COMMUNICATIONS EQUIPMENT FOR THE DAVIE POLICE DEPARTMENT'S UNDERWATER RECOVERY TEAM FROM SOLE SOURCE VENDOR UNDERSEA SYSTEMS INTERNATIONAL D/B/A OCEAN TECHNOLOGY SYSTEMS. (\$13,134.50)
- 4.21
R-2008-75 **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE EXPENDITURE OF LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT \$23,909.00 FOR THE PURCHASE OF A CONNECTOR BOAT/DIVE PLATFORM FROM RESCUE ONE CORPORATION FOR THE TOWN OF DAVIE POLICE DEPARTMENT'S UNDERWATER RECOVERY TEAM. (not budgeted - \$23,909)

TOWN COUNCIL MINUTES
APRIL 16, 2008

- 4.22
R-2008-76 **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID AWARDED BY BROWARD SHERIFF'S OFFICE (CONTRACT NUMBER 07C-206) TO MOTOROLA FOR DIGITAL MOBILE RADIOS; AND AUTHORIZING THE EXPENDITURE OF LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT \$19,686.00 FOR THE PURCHASE OF EMERGENCY SERVICES DIGITAL MOBILE RADIOS FROM MOTOROLA FOR THE TOWN OF DAVIE POLICE DEPARTMENT. (not budgeted - \$19,686)
- 4.23
R-2008-77 **JOB CLASSIFICATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE ESTABLISHMENT OF A JOB CLASSIFICATION TITLE, JOB CLASSIFICATION SPECIFICATION, AND SALARY RANGE FOR THE JOB CLASSIFICATION OF POLICE PROGRAMS SPECIALIST; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
- 4.24
R-2008-78 **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO INDICATE ALL IMPROVEMENTS REQUIRED BY THE PLAT KNOWN AS "POINTE WEST CENTER NORTH" HAVE BEEN FULLFILLED, AND PROVIDING AN EFFECTIVE DATE. (DG 2-1-08, Rick Case)

Quasi-Judicial Consent Agenda

- 4.25 SP 11-6-06, Marinel Say Estates, 5351 SW 61 Avenue (R-2) *Site Plan Committee recommended approval subject to the following: 1) the staff report; 2) that there would be a restriction on lots one and eight - that driveways would be located on the west 50% of the lot frontage on SW 53rd Place; 3) that the 24 Pigeon Plum trees on SW 53 Place would be replaced with 14-foot Live Oak trees; 4) that the Oak tree in the cul-de-sac circle which was currently shown as 16-feet, would be replaced with an 18- to 20-foot tall tree; 5) clarify what CA14 plants were on the landscape plans; and 6) to plant Sable Palms at staggered heights around the lift station.*
- 4.26 SPM 8-6-07, Rick Case Hyundai Dealership, 3550 Weston Road, 3550 (BP) *Site Plan Committee recommended approval subject to the planning report [see related item 6.6]*

Item to be added

- 4.27 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SUPPORTING HOUSE BILL 1291; SUPPORTING INCREASED AWARENESS, EDUCATION AND HEALTHCARE COVERAGE FOR AUTISM SPECTRUM DISORDER; URGING MUNICIPALITIES IN BROWARD COUNTY TO JOIN IN THIS SUPPORT; URGING THE FLORIDA LEGISLATURE TO ADOPT HOUSE BILL 1291; DIRECTING THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE GOVERNOR, THE BROWARD LEGISLATIVE DELEGATION AND OTHER MEMBERS OF THE FLORIDA LEGISLATURE, AS WELL AS ALL MUNICIPALITIES LOCATED WITHIN BROWARD COUNTY AND THE BOARD OF COUNTY COMMISSIONERS FOR BROWARD COUNTY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Truex pulled items 4.1, 4.2, 4.3, 4.6, 4.7, 4.8, 4.27, 4.16 and 4.17 from the Consent Agenda. Vice-Mayor Luis pulled item 4.13. Councilmember Starkey pulled items 4.14 and 4.18.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve the consent agenda, less items 4.1, 4.2, 4.3, 4.6, 4.7, 4.8, 4.13, 4.14, 4.16, 4.17, 4.18 and 4.27. In a voice vote, all voted in favor. (Motion carried 5-0)

5. DISCUSSION OF CONSENT AGENDA ITEMS

4.1 Carole Morris announced that water restrictions would change on April 18, 2008.

Mayor Truex read the proclamation.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.2 Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.3 Mayor Truex read the proclamation.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.4 Earlier in the meeting, Mayor Truex read the proclamation and announced Ms. Dupuis was about to be 100 years old.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.5 Earlier in the meeting, Ms. Taylor-Prakelt announced that April was Fair Housing Month and remarked that Davie had become an open, diverse, welcoming community. She presented the proclamation to the Fair Housing and Equal Opportunities and Housing Opportunities for Project Excellence representatives.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.6 Mayor Truex announced that the National Day of Prayer was May 1, 2008 and a prayer breakfast would be held at the Signature Grand Hotel.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.7 Mayor Truex read the proclamation.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.8 Councilmember Starkey read the proclamation.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.9 Earlier in the meeting, Mayor Truex read the proclamation naming May 4, 2008 State of Israel Day.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

TOWN COUNCIL MINUTES
APRIL 16, 2008

4.13 Vice-Mayor Luis advised that a competing company representative had phoned him complaining that the new method of awarding the contract was unfair to him because it now guaranteed a certain amount each month to the Town instead of being based on a percentage of the program income. Vice-Mayor Luis believed the old bidding method was more fair.

Procurement Manager Herb Hyman explained that the old method made it difficult to check whether the vendor was compensating the Town properly, so the Bid Specification Committee had recommended the change to a flat fee.

Councilmember Starkey had heard from the other bidder as well and had disagreed that the new bidding method was unfair.

Councilmember Starkey made a motion, seconded by Mayor Truex, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Luis - no; Councilmember Caletka - no; Councilmember Crowley - no; Councilmember Starkey - yes. (Motion failed 2-3)

Vice-Mayor Luis made a motion, seconded by Councilmember Crowley, to rebid the contract the original way, based on percentage.

Councilmember Crowley wanted to be sure the bid process would comply with State Statute. Mr. Rayson explained that the process already used was legal and Council had the ability to reject the bids and re-bid.

Vice-Mayor Luis clarified that his motion was to re-bid it as it had been with the original contract, based on a percentage of students, not a monthly fee.

Mr. Hyman noted that a vendor could choose to charge students a higher fee and offer the Town a higher percentage. Vice-Mayor Luis felt the Town should set the fee, since it was their facility.

In a voice vote, with Mayor Truex and Councilmember Starkey dissenting, all voted in favor. (Motion carried 3-2)

4.14 Councilmember Starkey the proposed locations were the wrong places to site the stations because these were Open Space parcels. She agreed another station was needed in the west, but she did not support it in this location because it was near an existing station and noted that the fire bond had indicated that Station 68 would be a phased replacement. Councilmember Starkey felt it was inappropriate for the Town to use Open Space parcels for public facilities. She had spoken to neighbors and received email from members of the Open Space Advisory Committee objecting to the site. Councilmember Starkey also wanted the opportunity to review the bond expenditures before approving any additional expenditure.

Councilmember Starkey reminded Council that Davie Commons had offered to donate 2.5 acres on Shotgun Road on which the Town could build a new station. She believed the Town should talk to the developer regarding this offer.

Councilmember Caletka said they must move forward with building new stations.

Councilmember Caletka made a motion, seconded by Vice-Mayor Luis, to approve.

Mr. Shimun explained that Mr. Rayson had indicated that there would be no problem using this site and indicated that staff did not want to use the old site because it was substandard. It was also too expensive to buy new land in the area.

Mr. Shimun said the property that Davie Commons offered to donate was not a location where the Town wanted to build a fire station. Fire Chief Joe Montopoli said that the Davie Commons site was not advisable because it was not near the center of the response zone. The Shenandoah Park site was more favorable because of its proximity to the response zone and roadways.

TOWN COUNCIL MINUTES

APRIL 16, 2008

Vice-Mayor Luis asked why they could not rebuild Station 68. Chief Montopoli believed the current site was too small to accommodate future needs. The 26th Street site was almost perfect in terms of size, location and access and since the Town already owned the property, there would not be a need to find funds for land.

Mayor Truex stated that he never favored taking Open Space land, but this land was not integral to the Town's trails or park system and was a small percentage of the land they had recently dedicated as open space and parks. Mayor Truex pointed out that the current and former fire chiefs agreed that the old site was not suitable for future use.

Councilmember Starkey said the Open Space Advisory Committee had discussed this property and wanted to add amenities to this site. The Town had promised residents west of Flamingo Road that this would never be a through street and that a trail would be created. Councilmember Starkey did not believe this plan would provide better service to the residents of Riverstone or Shotgun Road. She wanted to obtain a station design that could accommodate either site.

Chief Montopoli clarified that the farther west the station was located, the more the response zone would be out of the Town and the more the station was moved east, the more the response circle would move back into the Town.

Mayor Truex opened the public hearing portion of the meeting.

One resident asked if the Town had considered a parcel on 136th Street. Councilmember Crowley said this was the Van Kirk parcel and could not be used. The resident offered to sell the Town one acre of his property for the station.

Sam Hammer agreed with Councilmember Starkey that this was the wrong site. He noted the number of residents who had opposed this at the last Open Space Advisory Committee meeting. Mr. Hammer reminded Council that this land had been given as Open Space and he opposed changing the use to public service. He felt it would be more economically prudent to consider rehabilitating the existing site rather than building on a new site. Mr. Hammer stated that this was not in the best interest of the residents of this area.

Linda Greck, Chair of the Open Space Advisory Committee, objected to the use of Open Space, which her Committee fought to preserve and protect in perpetuity. She acknowledged that there would always be a temptation to utilize these sites for other purposes and this temptation would only increase. Ms. Greck cautioned Council to find ways to ensure that the Town's Open Space properties could not be changed in the future. She objected to the way the proposal had come up: combining a zoning change with the approval of an architectural firm and believed these two issues should be voted on separately.

Judy Paul felt this issue should be brought forth as three resolutions and indicated that this had already been voted on but staff was now bringing it back to Council. She believed that the process being used made it too easy to change Open Space land to another use. Ms. Paul agreed Council must seek ways to ensure that their Open Space properties could not be changed.

Jeff Evans pointed out that the Shenandoah area needed a fire station.

Mayor Truex closed the public hearing portion of the meeting.

Councilmember Caletka was not sure Council had given clear direction at the workshop when this item had been previously addressed. He wanted to move this forward.

Vice-Mayor Luis felt the need for a fire station was of critical importance and he supported this.

Councilmember Starkey was vehemently opposed to giving up the Open Space and was concerned about an increase in response time to United Ranches. She recommended tabling the item until another possible solution could be found.

TOWN COUNCIL MINUTES

APRIL 16, 2008

Mr. Shimun clarified that the Town had dedicated the property as Open Space by resolution and advised that there was no need to change the zoning. Assistant Town Administrator Ken Cohen said that all property the Town owned was zoned Community Facility, including this property. The project would go through site plan review and public hearings.

Mayor Truex admitted this was “kind of a back door way to bring this up, and I don’t think the notice was really right.” He felt it would have been better to divide the two requests.

In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Luis - no; Councilmember Caletka - yes; Councilmember Crowley - yes; Councilmember Starkey - no. (Motion failed 2-3)

Councilmember Starkey made a motion, seconded by Mayor Truex, to table to the second meeting in May [May 16, 2008], to bring back three separate resolutions - one for the architect, one for the options on Station 68 with public notice, and one for the Shenandoah area site with options.

Councilmember Crowley wanted to move forward with the Shenandoah site. Mr. Cohen explained that pricing would change and they should bring the items together. Councilmember Starkey wanted to direct staff to look at the acquisition of a parcel of land on Shotgun Road for the Shenandoah Station.

In a voice vote, with Councilmember Caletka and Councilmember Crowley dissenting, all voted in favor. (Motion carried 3-2)

4.16 Mayor Truex confirmed with Redevelopment Administrator Will Allen that this contract did not affect the parcel Mayor Truex owned on Davie Road. Mr. Rayson confirmed there was no problem with Mayor Truex voting on this item.

Councilmember Crowley asked what the cost would be to a resident for a sanitary hookup. Mr. Allen responded that there would be an impact fee of \$2,920 per household, which could be paid over time as well as a payment to fill in septic tanks and connect to laterals, which would be approximately \$2,000. Staff was looking into grant programs for lower income families. Mr. Allen stated that connection was mandatory within 180 days of the availability of the sanitary sewer.

Mayor Truex suggested that the Town solicit bids for the work that residents could then use.

Mr. Allen informed Council it would be the Town’s responsibility to enforce the mandatory connection.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.17 Mayor Truex asked if this resolution covered engineering services for the entire project. Mr. Allen informed him this would cover the next two phases, including sanitary sewers and water mains. Mr. Rayson confirmed Mayor Truex could vote on this.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.18 Councilmember Starkey requested a table describing the progress of the project and the money paid out. She asked that this be included in Council’s backup in the future.

Kona Gray, representing EDSA, explained that the final task was “documenting the vision” which they would use to encourage support for the project. Mr. Gray showed a video presentation and explained that a Master Plan was a recipe book and a road map to move forward. It was also meant to be flexible. Mr. Gray requested guidance to go forward.

TOWN COUNCIL MINUTES

APRIL 16, 2008

Councilmember Starkey noted that this was a long-range plan that could take up to 50 years to come to fruition and suggested that this information be added to the presentation. She asked if the “sci-fi” introduction could be softened. Mr. Gray commended Council for their foresight in supporting this project.

Vice-Mayor Luis made a motion, seconded by Councilmember Starkey, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

Councilmember Starkey suggested making the video available on the Town’s website.

4.27 Councilmember Crowley made a motion, seconded by Mayor Truex, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

6. PUBLIC HEARING

Ordinances - Second and Final Reading

6.1 **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE,**
2008-15 **FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 5, ENTITLED BUILDING AND BUILDING REGULATIONS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading March 19, 2008. All voted in favor.} (tabled on Second Reading from April 2, 2008, due to tie vote; In a roll call vote the vote was as follows: Councilmember Crowley - yes, Councilmember Caletka - yes; Mayor Truex - no, Councilmember Starkey - no, Vice-Mayor Luis - absent.)**

Mr. Rayson read the ordinance by title. Mayor Truex asked if the public hearing needed to be opened since Council already had public input. Mr. Rayson responded in the negative.

Councilmember Starkey was concerned about the notification requirement language that put the burden upon the applicant. She wanted staff to notify the homeowner’s association of permits being pulled.

Vice-Mayor Luis confirmed with Acting Development Services Director Marcie Nolan that during the variance process, the Town provided notification to the homeowner’s association. Councilmember Crowley noted that the homeowner’s association had their own rules to which owners must adhere.

Councilmember Crowley made a motion, seconded by Mayor Truex, to approve.

Ms. Nolan explained that years ago, in municipalities where notification to homeowner’s association was required, staff was in an awkward position when homeowner’s association requested they intervene and enforce private homeowner’s association regulations.

In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Luis - yes; Councilmember Caletka - yes; Councilmember Crowley - yes; Councilmember Starkey - no. (Motion carried 3-2)

TOWN COUNCIL MINUTES
APRIL 16, 2008

- 6.2
2008-16 **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 25 OF THE TOWN CODE ENTITLED "UTILITIES"; SECTION 32 ENTITLED "WATER CONSERVATION" BY ADDING LANGUAGE TO INCLUDE MASTER METERED MOBILE HOME PARKS, PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. {Approved on First Reading April 2, 2008. All voted in favor with Vice-Mayor Luis absent.}**

Mr. Rayson read the ordinance by title.

Mayor Truex opened the public hearing portion of the meeting. As no one spoke, Mayor Truex closed the public hearing portion of the meeting.

Councilmember Crowley made a motion, seconded by Councilmember Caletka, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Luis - yes; Councilmember Caletka - yes; Councilmember Crowley - yes; Councilmember Starkey - yes. (Motion carried 5-0)

Ordinances - First Reading (Second and Final Reading to be held May 7, 2008)

- 6.3 **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, PROHIBITING GRAFFITI; AND RELATING TO NUISANCES, BY CREATING THE GRAFFITI PREVENTION AND REMOVAL ORDINANCE, PROVIDING DEFINITIONS; DECLARING A NUISANCE; UNLAWFUL ACTIVITIES AND DUTIES OF REMOVAL; DESIGNATING THE TOWN OF DAVIE POLICE DEPARTMENT AND CODE ENFORCEMENT WITH INVESTIGATORY AND ENFORCING AUTHORITY; SETTING FORTH A PROCEDURE FOR IMPLEMENTATION AND A BUDGET FOR FUNDING; PROVIDING FOR CIVIL AND CRIMINAL REMEDIES; PROVIDING FOR CONFLICT, SEVERABILITY, INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

Mr. Rayson announced that a public hearing on items 6.3 and 6.4 would be held on May 7, 2008.

Mr. Rayson read the ordinance by title.

Mayor Truex opened the public hearing portion of the meeting. As no one spoke, Mayor Truex closed the public hearing portion of the meeting.

Councilmember Starkey made a motion, seconded by Vice-Mayor Luis, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Luis - yes; Councilmember Caletka - yes; Councilmember Crowley - yes; Councilmember Starkey - yes. (Motion carried 5-0)

- 6.4 **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE, CHAPTER 12, BY ADDING ARTICLE XVII, AFFORDABLE HOUSING INCENTIVE PROGRAM, DIVISION 1; SECTION 12-571 PURPOSE; SECTION 12-572 DEFINITIONS; SECTION 12-573 INCLUSIONARY UNIT REQUIREMENTS; SECTION 12-574 DENSITY BONUSES; SECTION 12-575 INCLUSIONARY HOUSING PLAN; SECTION 12-576 CONSTRUCTION STANDARDS FOR INCLUSIONARY UNITS; SECTION 12-577 EXPEDITED REVIEW OF PLANS; SECTION 12-578 PAYMENT OF FEE IN LIEU OF INCLUSIONARY UNITS; SECTION 12-579 ALTERNATIVE COMPLIANCE AND SUBMITTAL OF PROPOSED DEVELOPERS AGREEMENT**

TOWN COUNCIL MINUTES
APRIL 16, 2008

FOR APPROVAL BY TOWN COUNCIL; SECTION 12-580 ELIGIBILITY FOR INCLUSIONARY UNITS; SECTION 12-581 SALES AND RENTAL PRICES FOR INCLUSIONARY UNITS; SECTION 12-582 QUALIFICATIONS FOR ELIGIBLE HOUSEHOLDS UNDER THE INCLUSIONARY AFFORDABLE HOUSING PROGRAMS; SECTION 12-583 PRIORITY FOR PARTICIPATION IN AFFORDABLE HOUSING PURCHASE PROGRAMS; SECTION 12-584 PRIORITY FOR PARTICIPATION IN AFFORDABLE HOUSING RENTAL PROGRAMS; SECTION 12-585 AFFORDABLE HOUSING TRUST FUND; PROVIDING FOR INCLUSION IN THE TOWN CODE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the ordinance by title.

Vice-Mayor Luis opened the public hearing portion of the meeting.

Brandon Biederman, Government Affairs Director for the Builders Association of South Florida, stated that he did not believe that inclusionary zoning would solve the mobile home park displacement problem. He stated that this was a community-wide problem requiring community-wide solutions. Mr. Biederman believed the 20% set-aside was too large and should be a phased-in process, starting at 10%. He read a letter from Robert Johns stating that the requirement to build 20% affordable units or pay the 20% set-aside “would be challenging” and would cause him and other developers to “consider doing business in other neighboring areas or cities.”

Jeff Evans remarked that the Town was not an easy place to work and noted that if the fee had been added to a recent development of his, it would total \$16,000. He remarked that other fees in Town had increased recently as well. Mr. Evans felt that builders would soon become more creative and if Council was creative as well, workforce housing would voluntarily be built. He admitted they would not build affordable housing “because it’s tough to produce.” Mr. Evans said that he had intended to build workforce housing priced at \$230,000 to \$250,000, but the additional \$20,000 made the price fall outside the workforce threshold. Mr. Evans opposed the ordinance as written, but was not against affordable housing as it was all our responsibility, not just the new developments. He believed an ordinance should be written to add a fee to real estate taxes for affordable housing.

Mayor Truex closed the public hearing portion of the meeting.

Vice-Mayor Luis felt that in today’s market, the 20% set-aside was too burdensome. He thought a 10% plan would still be cutting-edge and would be comfortable for developers. Vice-Mayor Luis noted the impact that the potential loss of building projects could have on jobs.

Councilmember Caletka opposed the ordinance, even at a 10% set-aside. He felt if everyone contributed, the burden would be less, but he also thought this would be “socialist” which he could not support. Councilmember Caletka feared this would drive builders to work in other municipalities.

Mr. Rayson disagreed with the letter from Mr. Johns, which indicated the fees were mandatory and advised that the program was voluntary. He stressed that there was an affordable housing crisis in Davie and they wanted to encourage affordable housing. Mr. Rayson said that this ordinance provided the developer a choice and offered tangible financial benefits in the form of density bonuses. He said that some believed the fee was too little. He noted that when a developer sold a million dollar home, he paid a \$60,000 realtor commission, “so \$14,000 on a million dollar home is bupkis.” A developer building tract housing would build the 20% affordable units and get the density bonuses in return. Mr. Rayson indicated that the 20% was a policy question.

TOWN COUNCIL MINUTES
APRIL 16, 2008

Mayor Truex felt the ordinance was a good start. He was bothered by the talk that developers would go elsewhere, but he did not believe the ordinance made it more difficult on them. Councilmember Crowley supported the ordinance. Vice-Mayor Luis stated that he would support it, but felt that in the future they would find it too onerous.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Luis - yes; Councilmember Caletka - no; Councilmember Crowley - yes; Councilmember Starkey - yes. (Motion carried 4-1)

- 6.5 **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES TO PROVIDE FOR A MOBILE HOME RELOCATION ASSISTANCE, DEVELOPERS RIGHTS AND RESPONSIBILITIES, AND PROVIDING FOR THE REPEAL OF ALL CODE PROVISIONS INCONSISTENT HEREWITH, PROVIDING FOR SEVERABILITY, PROVIDING FOR THE INCLUSION IN THE CODE, PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (THE DEPARTMENT), PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE DEPARTMENT IN ACCORDANCE WITH FLORIDA LAW.**

Earlier in the meeting, Mr. Rayson read the ordinance by title as well as an amended title. Councilmember Starkey believed that the substantive changes in language warranted re-advertisement of the item. Mr. Rayson said this was not required. Mr. Muniz confirmed that the new title had not yet been advertised. Mr. Rayson determined that this ordinance did not need to be brought to the Department of Community Affairs.

Mayor Truex announced that a public hearing would be held at the May 7, 2008 meeting.

Mayor Truex opened the public hearing portion of the meeting.

Mitchell Chester said there had been a “rush to judgment on the exit relocation ordinance” and “only one viewpoint was allowed to express its perspective.” He noted that the language of the ordinance was “the most limited language possible” and that incorporating “even some of the weakest ideas expressed in the Task Force ordinance” would go further toward protecting the rights of your residents while still respecting the rights of those park owners. Mr. Chester stated that the proposed ordinance offered no protection to the people that depend upon Council and “offensively contradicts the labor and deliberations of the members of the Mobile Home Task Force.” He said that Council should table this in order to obtain another legal opinion. Mr. Chester reminded Council that they had already declared an affordable housing crisis in Davie and if the only answer was “the weakest possible...ordinance” then they “ignored the real world.”

Karen Stenzel-Nowicki remembered a previous Council meeting where they had heard the pleas of residents of the Stirling Road Mobile Home Park who were displaced by the Seminole Tribe without an exit plan or any help whatsoever. Many of these families had been made homeless. Ms. Stenzel-Nowicki knew that the Seminole Tribe would someday come to Council to request rezoning to redevelop this property.

Ms. Stenzel-Nowicki agreed the Town should seek an additional legal opinion. She believed the Town had an opportunity to set a fine example.

Janet Riley said that relocation assistance had been a recommendation of the Task Force and agreed with Mr. Chester that the ordinance needed more work. She believed this ordinance did harm because it provided the developer a way to clear the parks and do nothing for the residents.

TOWN COUNCIL MINUTES

APRIL 16, 2008

Ernie Siegrist thought Mr. Rayson had done a ‘tremendous job’ and felt this was a start.

Jodie Cassidy said that this ordinance would do nothing to help park residents who were displaced.

Frank Serra, Mobile Home Task Force Chair, agreed that a second legal opinion was needed and offered to pay for this legal opinion if the Town felt it could not afford it.

Paul Figg agreed this had been “a one-sided debate.” He had drafted his own ordinance and was disappointed that it had not been considered. Mr. Figg insisted that the “side of the mobile home park owner has not been heard all along.” He believed a second opinion would be meaningless and “legal malpractice.”

Mayor Truex closed the public hearing portion of the meeting.

Councilmember Starkey felt this was an opportunity for Council to truly serve and protect the health, safety and welfare of the people they were elected to serve. She believed that the current version of the ordinance did not go far enough to protect the residents or property owners. Councilmember Starkey urged Council to seek additional input and modify the ordinance and to seek another legal opinion.

Councilmember Caletka did not favor seeking a second opinion, as he trusted Mr. Rayson’s opinion. Councilmember Caletka was offended by the idea that the ordinance did nothing.

Vice-Mayor Luis asked Mr. Rayson why he had not included some of the Task Force recommendations. Mr. Rayson referred to State Statute 724.004(2) and the preemption prohibiting local governments from passing ordinances covered by that Statute. He believed this was a “cutting-edge affordable housing ordinance that is really a product of working together and an assimilation of ideas.” Mr. Rayson felt that unless the Town got further clarification from the Legislature or from the Florida Supreme Court, this ordinance was all that could be accomplished. He described some specific requirements in the ordinance. Mr. Rayson added that the ordinance was what Council could legally accomplish “without going into an area where we would be passing an ordinance that would be illegal.” He urged Council to pass the ordinance.

Vice-Mayor Luis said that part of him wanted to help and part of him was very sensitive to land rights. He wanted to direct the Town’s lobbyist to work with the legislature to change State Statute 723.

Councilmember Crowley respected Mr. Rayson’s opinion and wanted to move forward.

Councilmember Crowley made a motion, seconded by Councilmember Caletka, to approve.

Mayor Truex stated that he would not support an ordinance that was not legal or was confiscatory and favored seeking another opinion, even though he felt Mr. Rayson was “dead on” with his opinion. He felt a second opinion would add legitimacy to the Town’s actions.

Councilmember Crowley believed they should send Mr. Rayson to Tallahassee to address the problems with Statute 723. Councilmember Starkey remarked that they had legislators working on this issue and noted that the Town’s lobbyist, Mr. Sigerson was also a land use attorney. She felt they should work with legislators and their lobbyist to address the issues with Statute 723. Councilmember Starkey favored tabling the ordinance to obtain the second opinion and to continue to work on the language.

Mr. Rayson agreed to distribute Mr. Figg’s draft ordinance to Council.

In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Luis - yes; Councilmember Caletka - yes; Councilmember Crowley - yes; Councilmember Starkey - no. (Motion carried 3-2)

TOWN COUNCIL MINUTES
APRIL 16, 2008

Quasi Judicial Items

- 6.6 **VARIANCE** - V 9-1-07, Rick Case, Hyundai Dealership, 3550 Weston Road (BP) (to reduce the minimum 70 foot setback from all exterior property lines for stucco-aced concrete block buildings to a 25 foot exterior property line setback from State Road I-75) (tabled from April 2, 2008) [**see related item 4.26**] *Planning and Zoning Board recommended approval*

This item was tabled earlier in the meeting.

- 6.7 **VARIANCE** - V 10-1-07, Batista/Perez, 2751 SW 121 Avenue (AG) (1) to reduce the landscape buffer from 25 feet to zero (0) feet from the road right-of-way (property line).and (2) to increase entranceway features from a maximum of four and one-half feet in height to a maximum of six and one-half feet in height) (tabled from April 2, 2008) *Planning and Zoning Board recommended denial*

Mr. Rayson swore in the witnesses.

Planning & Zoning Manager David Quigley summarized the planning report. He added that the neighboring north and south properties had fences on the front property line that pre-dated the existing ordinance. Mr. Quigley presented photos of the site to Council and described where the fence would be located.

Ms. Perez, the applicant, referred to photos of her neighbor's fence and advised that her fence would resemble that one. She explained that she wanted the fence to be 6.5 feet for privacy and protection.

Councilmember Starkey noted the "huge" elevation difference between the road and the swale section of the property. She did not object to the fence request because if it were installed in the swale area, it would be useless.

Councilmember Crowley said he would defer to Councilmember Starkey, as this request was in her District.

Mr. Rayson opened the public hearing portion of the meeting. As no one spoke, Mr. Rayson closed the public hearing portion of the meeting.

Council gave their disclosures on this item.

Mayor Truex questioned why the Planning and Zoning Board opposed the request. Mr. Quigley felt it was due to the lack of written justification in the applicant's packet and the fact that the applicant had not appeared to defend the request.

Councilmember Crowley made a motion, seconded by Councilmember Starkey, to approve.

Councilmember Caletka said he would vote in opposition because it was located on the scenic corridor and this was similar to the LaDue case, which they had denied on the scenic corridor. Mayor Truex agreed.

In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Luis - yes; Councilmember Caletka - no; Councilmember Crowley - yes; Councilmember Starkey - yes. (Motion carried 3-2)

TOWN COUNCIL MINUTES
APRIL 16, 2008

Item to be tabled

6.8 PETITIONER REQUESTING A TABLING TO MAY 7, 2008

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 12-2-05, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT TO R-5, LOW MEDIUM DENSITY DWELLING DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was tabled earlier in the meeting.

7. APPOINTMENTS

7.1 Agricultural Advisory Board (one exclusive appointment per Councilmember; terms expire April 2010) (insofar as possible, members shall have experience in agricultural matters, related occupations or other similar skills)

No appointments were made.

7.2 Budget Advisory Committee Board (one exclusive appointment per Councilmember; terms expire April 2010) (members shall have experience in a financial related occupation, or similar skills)

No appointments were made.

7.3 Open Space Advisory Committee Agency (two exclusive appointments per Councilmember; terms expire April 2010)

No appointments were made.

7.4 Parks and Recreation Advisory Board Agency (two exclusive appointments per Councilmember; terms expire April 2010) (members should have a concern with or an interest in the park facilities and recreational needs of the citizens of the Town)

No appointments were made.

7.5 Senior Citizen Advisory Committee (two exclusive appointments per Councilmember; terms expire April 2010) (members shall be a minimum 60 years of age)

No appointments were made.

7.6 Water and Environmental Advisory Board (two exclusive appointments per Councilmember; terms expire April 2010) (insofar as possible, one member shall be a licensed engineer)

No appointments were made.

7.7 Youth Education and Safety Advisory Committee (one exclusive appointment - term expires April 2008) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)

No appointments were made.

TOWN COUNCIL MINUTES
APRIL 16, 2008

- 7.8 Unsafe Structures Board (two non-exclusive appointments; terms expire April 2009) (one appointment shall be a plumbing contractor and one appointment shall be a real estate property manager - both members shall be a permanent resident or have their principal place of business within the Town's jurisdiction)

No appointments were made.

- 7.9 Broward League of Cities Appointments

Councilmember Crowley thanked Councilmember Starkey and Vice-Mayor Luis for acting as his alternate. Councilmember Starkey advised that she was interested in serving as a Director.

Councilmember Crowley made a motion, seconded by Mayor Truex, to appoint Councilmember Starkey to serve as Director, Vice-Mayor Luis to serve as alternate and Councilmember Caletka to serve as second alternate. In a voice vote, all voted in favor. (Motion carried 5-0)

8. OLD BUSINESS

- 8.1 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA SUPPORTING THE PROPOSED CENTRAL BROWARD EAST-WEST TRANSIT APPROVED BY THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO) AND ENCOURAGING THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO CONTINUE TO WORK WITH LOCAL GOVERNMENTS DURING THE ENGINEERING PHASE TO DESIGN A TRANSIT SYSTEM BEST ABLE TO SUPPORT TRANSIT AND PROTECT THE NEEDS OF THE TOWN OF DAVIE.

Mayor Truex did not want to discuss this in Councilmember Crowley's absence. Councilmember Caletka said that he had stated Town's official position at the MPO meeting and the MPO had already acted.

Councilmember Starkey stated that some residents were confused at the difference between Councilmember Caletka's comments at the MPO and Council's previous comments and resolutions. Councilmember Starkey reiterated that the Town supported transit up to University Drive and there had been no consensus beyond University Drive.

Council agreed not to discuss this item until Councilmember Crowley could be present.

9. NEW BUSINESS

- 9.1 Charter Review Board Recommendations (tabled from April 2, 2008)

Councilmember Starkey made a motion, seconded by Councilmember Caletka, to table to May 7, 2008. In a voice vote, with Councilmember Crowley absent, all voted in favor. (Motion carried 4-0)

10. SCHEDULE OF NEXT MEETING

- 10.1 Budget Workshop

Council tentatively agreed to meet on June 19, 2008 at noon.

11. MAYOR/COUNCILMEMBER'S COMMENTS

COUNCILMEMBER STARKEY

NATIONAL CRIME VICTIMS' RIGHTS WEEK. Councilmember Starkey announced that there had been a prayer vigil at this evening at the Long Key Nature Preserve. She stated that Judy Wong was designing a memorial garden for crime victims in Long Key Nature Preserve. Councilmember Starkey distributed renderings and asked that this be put on a future agenda.

TOWN COUNCIL MINUTES
APRIL 16, 2008

MAP US WEBSITE. Councilmember Starkey advised that the Map Us function on the website was not working and asked staff to look into this.

MATH IGLER PAVING. Councilmember Starkey reported that paving in the area of Math Iglar would begin soon.

26 STREET ROUNDABOUT. Councilmember Starkey reported that the project should begin next week.

PROCLAMATION FOR SOROPTIMISTS INTERNATIONAL, DAVIE. Councilmember Starkey requested a proclamation for the next agenda, noting this was their 25th anniversary in Town and they had supported many Davie projects.

COUNCILMEMBER CALETKA

CRIMINAL MISCHIEF COMPLAINTS. Councilmember Caletka thanked Mayor Truex and Police Chief Patrick Lynn for their response to the criminal mischief complaints in Playland Village.

VICE-MAYOR LUIS

OAKHILL CRIME SPIKE. Vice-Mayor Luis announced a Neighborhood Crime Watch would soon be initiated and asked residents to be observant.

MAYOR TRUEX

WESTON/DAVIE COMMONS MEDIATION. Mayor Truex asked for an update on the Weston/Davie Commons mediation. Mr. Cohen provided a brief update and said they would continue to meet on a weekly basis.

PARK CITY ROADS. Mayor Truex asked the status of the roads in Park City. Public Works Director Manny Diez said that staff was waiting to see what happened with Sunrise and were keeping the roads as safe as possible in the meantime. Councilmember Caletka had spoken with Sunrise Commissioner Roger Wishner who hoped they could come to a resolution. Mr. Rayson advised that there was nothing to report at this time. Mayor Truex asked staff for an update regarding this issue.

LACK OF TREES ON ORANGE DRIVE LINEAR PARK. Mayor Truex noted that trees on the Orange Drive linear park had been run over. Mr. Diez stated that staff planned to plant trees on that area in the next budget year.

12. TOWN ADMINISTRATOR'S COMMENTS

No comments were made.

13. TOWN ATTORNEY'S COMMENTS

13.1 Litigation Report

No comments were made.

14. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 12:10 a.m.

Approved _____

Mayor/Councilmember

Town Clerk